

SPILL RESPONSE AND RECOVERY

EMERGENCY ENDANGERED SPECIES CONSULTATION

This form is intended for documentation of emergency consultation with the U.S. Fish and Wildlife Service (FWS) for species listed and critical habitat designated under the Federal Endangered Species Act (ESA). This form is intended to streamline consultation when emergency spill response activities may affect federally listed species and/or critical habitat, as provided for in 50 CFR Part 402.05, Emergencies.

Emergency Contact: FWS should be contacted as soon as possible by telephone, text, or email. Response or return receipt is recommended. This form should be completed within 24 hours following notification of the emergency and transmitted via email to the local FWS field office regarding emergency spill response actions and listed species.

Instructions for Completing the Form

Pages 1-4: The Federal On-Scene Coordinator (FOSC) or other person designated by the FOSC for ESA consultation should complete these pages. All response actions should be indicated, including any pre-approved practices to avoid or minimize impacts to listed species and their critical habitats. This can be accomplished by employing the FWS' on-line Information for Planning and Consultation (IPaC) database by accessing it via website <http://www.ecos.fws.gov/ipac>. IPaC provides users with the tools to quickly and easily identify FWS managed resources. It identifies the listed species and critical habitat within the area designated by the user. If there are none, then the FWS can follow the requirements of 50 CFR 402 and make a No Effect determination for the action. If there are any, then these species or critical habitats should be recorded in the Protected Species Checklist that is part of this template. The use of IPaC can allow the FOSC to fulfill their initial ESA Section 7 obligations without having, if they choose, to contact FWS.

Another way that the FOSC can determine whether there are listed species or critical habitat in the affected area is to request technical assistance from the FWS. Or, he or she can use the IPaC database and discuss its results with FWS staff.

Pages 5-6: FWS will assist in determining the presence of protected resources, recommend conservation measures, and determine effects.

Pages 7-8: Post Emergency

Once the emergency response and recovery actions are over, page 7 will be completed and the FOSC will request concurrence on their determination of effect.

If adverse effects occurred to listed species or critical habitat from the emergency response and recovery activities, formal consultation with FWS will be completed.

AWAITING A RESPONSE FROM FWS SHOULD NOT DELAY EMERGENCY RESPONSE ACTIVITIES.

The responding agency will implement as many conservation measures as feasible without delaying the response. FWS will be available for further coordination as requested.

SPILL RESPONSE AND RECOVERY EMERGENCY

DATE OF TRANSMITTAL:

FROM: FOSC	NAME: Click or tap here to enter text. EMAIL: Click or tap here to enter text.	t: Click or tap here to enter text. c: Click or tap here to enter text.
TO: USFWS	NAME: Click or tap here to enter text. EMAIL: Click or tap here to enter text.	t: Click or tap here to enter text. c: Click or tap here to enter text.
THRU:	NAME: Click or tap here to enter text. EMAIL: Click or tap here to enter text.	t: Click or tap here to enter text. c: Click or tap here to enter text.

NAME OF INCIDENT: Click or tap here to enter text.

DATE OF INCIDENT: Click or tap here to enter text.

LOCATION INFORMATION:Click or tap here to enter text.

CENTER LOCATION (NAD 83)	LATITUDE: Click or tap here to enter text.	LONGITUDE: Click or tap here to enter text.
LOCATION TYPE	CHECK ALL THAT APPLY	NAME/LANDMARKS
Port/Industrial/Canal	<input type="checkbox"/>	Click or tap here to enter text.
Riverine/Wetland	<input type="checkbox"/>	
Inshore/Estuarine	<input type="checkbox"/>	
Nearshore/Coastal	<input type="checkbox"/>	
Offshore/EEZ	<input type="checkbox"/>	

DESCRIPTION OF INCIDENT: Be as complete as possible. Include information on the type and amount of material spilled, initial impacts, and other relevant details.

Click or tap here to enter text.

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RESPONSE ACTIONS (Check All That Apply)

ACTION		DETAILS / NOTES
Boom	<input type="checkbox"/>	Click or tap here to enter text.
Sorbents	<input type="checkbox"/>	Click or tap here to enter text.
Skimmers	<input type="checkbox"/>	Click or tap here to enter text.
Vacuuming	<input type="checkbox"/>	Click or tap here to enter text.
Dispersants	<input type="checkbox"/>	Click or tap here to enter text.
Solidifiers	<input type="checkbox"/>	Click or tap here to enter text.
Barriers/Berms/Fences	<input type="checkbox"/>	Click or tap here to enter text.
Snares	<input type="checkbox"/>	Click or tap here to enter text.
In-situ Burning	<input type="checkbox"/>	Click or tap here to enter text.
Trenching	<input type="checkbox"/>	Click or tap here to enter text.
Flooding/Flushing	<input type="checkbox"/>	Click or tap here to enter text.
Pre-oiling Debris Removal	<input type="checkbox"/>	Click or tap here to enter text.
Oiled Vegetation Removal	<input type="checkbox"/>	Click or tap here to enter text.
Oiled Debris Removal	<input type="checkbox"/>	Click or tap here to enter text.
Sediment Removal	<input type="checkbox"/>	Click or tap here to enter text.
Vessel/Container Removal	<input type="checkbox"/>	Click or tap here to enter text.
Net Use or Trawling	<input type="checkbox"/>	Click or tap here to enter text.
Seismic Survey	<input type="checkbox"/>	Click or tap here to enter text.
Explosives	<input type="checkbox"/>	Click or tap here to enter text.
<u>Vessels/Vehicles</u>		
Boats	<input type="checkbox"/>	Click or tap here to enter text.
ATVs	<input type="checkbox"/>	Click or tap here to enter text.
Airplanes	<input type="checkbox"/>	Click or tap here to enter text.
Helicopters	<input type="checkbox"/>	Click or tap here to enter text.
Heavy Equipment	<input type="checkbox"/>	Click or tap here to enter text.
Staging Areas	<input type="checkbox"/>	Click or tap here to enter text.

SPILL RESPONSE AND RECOVERY EMERGENCY

HABITAT TYPES CHECKLIST

Habitat Type	Occurs in Response Area	Will Affect	Will Not Affect
Beach	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Coastal Lagoon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dune	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Seagrass	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Intertidal/Mud Flats	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lake/Lacustrine (freshwater)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Riverine/Riparian (freshwater)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Estuarine wetlands	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Salt/Tidal Marsh	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Wetland (freshwater)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other: (list below)			
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

LIST ANY PRE-APPROVED RESPONSE METHODS TO BE USED

METHOD(s)	LOCATION(S) [GRA#(s), Shoreline Operational Division(s), Sensitive Site ID(s)]	REFERENCE FOR PRE- APPROVAL (RCP, ACP, Sec. 7, etc.)
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.

SPILL RESPONSE AND RECOVERY EMERGENCY

PROTECTED SPECIES CHECKLIST¹

SPECIES	Occurs in Response Area	Critical Habitat in Response Area? ²
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>

¹ This table focuses on federally listed threatened or endangered species in coastal, estuarine, and inland areas that may be susceptible to oil spills, but does not identify all federally listed species that could be affected. Other federally listed species not listed in this table should be identified appropriately in rows listed under 'Other'.

² U.S. Fish & Wildlife Service, Southwest Region Critical Habitat in RRT VI, U.S. critical habitat metadata can be found on USFWS ECOS Critical Habitat Portal page at: <http://ecos.fws.gov/crithab/>

SPILL RESPONSE EMERGENCY CONSULTATION

FISH AND WILDLIFE RECOMMENDED CONSERVATION MEASURES

Date	Recommendation(s) Provided	Applicable ESA-listed species	Accepted? (Y or N) with date	Implemented? (Y or N) with date
Click or tap to enter a date.	Click or tap here to enter text.			
Click or tap to enter a date.	Click or tap here to enter text.			
Click or tap to enter a date.	Click or tap here to enter text.			
Click or tap to enter a date.	Click or tap here to enter text.			
Click or tap to enter a date.	Click or tap here to enter text.			
Click or tap to enter a date.	Click or tap here to enter text.			

EFFECTS TO SPECIES: (Description of potential impacts to individual species or critical habitat)

Click or tap here to enter text.

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EFFECT DETERMINATION

SPECIES	No Effect	May Affect, but is Not Likely to Adversely Affect	May Affect, is Likely to Adversely Affect	
			Species	Critical Habitat
Amphibians/Reptiles				
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (list below)				
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Birds				
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (list below)				
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-Click here to enter text.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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CONCURRENCE REQUESTED BY:

FOSC Representative

Date

FISH AND WILDLIFE FIELD OFFICE EVALUATION:

Concurrences

☐ **No Effect** The Service does not provide concurrences on “no effect” determinations. However, by making a determination we believe section 7 (a)(2) of the Endangered Species Act of 1973, as amended was complied with.

“May affect, but is not likely to adversely affect” ☐ Concurrence ☐ Nonoccurrence

“May affect, is not likely to adversely affect” ☐ Concurrence ☐ Nonoccurrence

“Is not likely to adversely modify critical habitat ☐ Concurrence ☐ Nonoccurrence

☐ Formal Consultation/Conference recommended

☐ Informal conference recommended

Remarks (attach additional pages as needed):

Click or tap here to enter text.

Field Supervisor, Texas Coastal ESFO

Date